

AMENDED IN SENATE JANUARY 28, 2002

SENATE BILL

No. 550

Introduced by Senator Costa

February 22, 2001

An act to ~~amend~~ *repeal and add* Section 2087 of the Fish and Game Code, relating to endangered species.

LEGISLATIVE COUNSEL'S DIGEST

SB 550, as amended, Costa. Endangered species.

Under existing law, until December 31, 2002, the accidental take of candidate, threatened, or endangered species *resulting from inadvertent or ordinary negligent acts* on a farm or ranch *in the course of otherwise lawful routine and ongoing agricultural activities* is not prohibited by the California Endangered Species Act ~~under specified circumstances~~.

This bill would *delete the requirement that the acts be inadvertent or ordinary negligent acts in order for the exception to apply* and would continue ~~that the exception to the act indefinitely by deleting~~ *repealing* the termination date.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 ~~SECTION 1. Section 2087 of the Fish and Game Code is~~
- 2 *SECTION 1. Section 2087 of the Fish and Game Code is*
- 3 *repealed.*
- 4 ~~2087. (a) Accidental take of candidate, threatened, or~~
- 5 ~~endangered species resulting from inadvertent or ordinary~~
- 6 ~~negligent acts that occur on a farm or a ranch in the course of~~

1 otherwise lawful routine and ongoing agricultural activities is not
2 prohibited by this chapter.

3 ~~(b) This section shall remain in effect only until December 31,~~
4 ~~2002, and as of that date is repealed, unless a later enacted statute,~~
5 ~~that is enacted before December 31, 2002, deletes or extends that~~
6 ~~date.~~

7 SEC. 2. Section 2087 is added to the Fish and Game Code, to
8 read:

9 2087. Accidental take of candidate, threatened, or
10 endangered species resulting from acts that occur on a farm or a
11 ranch in the course of otherwise lawful routine and ongoing
12 agricultural activities is not prohibited by this chapter.

13 ~~amended to read:~~

14 ~~2087.—Accidental take of candidate, threatened, or endangered~~
15 ~~species resulting from inadvertent or ordinary negligent acts that~~
16 ~~occur on a farm or a ranch in the course of otherwise lawful routine~~
17 ~~and ongoing agricultural activities is not prohibited by this chapter.~~

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